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Date: February 1, 2006

Time Sent:

To:	Facsimile No:	Telephone No:
Examiner Tuan C. TO U.S. Patent & Trademark Office	(571) 273-6985 and (571) 273-8300	(571) 272-6985
From:	Cathi Thoorse, Assistant to Wei-Chen Nicholas Chen	Direct Phone: 650.813.5026
E-Mail:	nchen@mwe.com	Direct Fax: 650.813.5100
Direct Phone:	650-813-5195	Number of Pages, Including Cover:

Re: IMPORTANT COMMUNICATION FOR THE U.S. PATENT AND TRADEMARK OFFICE

PLEASE PROVIDE RETURN ACKNOWLEDGMENT OF RECEIPT VIA FACSIMILE


Re: U.S. Patent Application No. 10/656,173
For: DRIVING ASSIST SYSTEM FOR VEHICLE
Inventor: Shunsuke HIJIKATA
Our Docket Reference: 61355-046

Papers included in this filing:

1. Supplemental Amendment filed January 12, 2006, with the USPTO.
2. This filing is responsive to the Notice of Non-Compliant Amendment (37 CFR 1.121) from the USPTO dated January 4, 2006, also attached for your reference.

Per our telephone call of today, I enclose the Supplemental Amendment regarding claim 11. This filing should satisfy the Notice of Non-Compliant Amendment received by your office, dated January 4, 2006. Please let me know if there is anything further you would need, otherwise we will consider this Response timely filed in respect to the Notice Of Non-Compliance.

Thank you,


Cathi L.G. Thoorse, Assistant to W. Nicholas Chen
Legal Secretary, Patent Department
McDermott Will & Emery LLP
3150 Porter Drive
Palo Alto, California 94303-1212
Direct Phone: 650-813-5195
Phone: 650-813-5000
Facsimile: 650-813-5100

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IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL AS SOON AS POSSIBLE.

Main Facsimile: 650.813.5100 Facsimile Operator: 650.813.5000

U.S. practice conducted through McDermott Will & Emery LLP.
3150 Porter Drive Palo Alto, California 94304-1212 Telephone: 650.813.5000

Applicant: Shunsuke HUKATA Docket No. 061355-0046 Serial No. 10/656,173

Title: DRIVING ASSIST SYSTEM FOR VEHICLE Patent No. _____

Date Sent: Jan. 12, 2006 ☐ Hand Carried ☐ Fax ☐ Electronic ☐ Cert. of Mailing ☒ First Class Mail ☐ Express Mail No. _____

☒ Transmittal Letter

New Patent App ☐ Utility ☐ Design ☐ Cont. ☐ CIP ☐ Div. ☐ PCT ☐ RCE ☐ Prov

☐ Other: _____

pages of Specification _____

pages of Claims _____

pages of Abstract _____

pages of Formal/Informal Drawings _____

☐ Small Entity ☒ Large Entity

☐ Declaration/Power of Attorney

☐ Recordation of Assignment/Security Agreement

☐ Information Disclosure Statement

Form PTO 1449 _____

copies of cited references _____

☐ Preliminary Amendment

☐ Response to Missing Parts Notice

☐ Resp. to Notice to Correct App. Papers

☐ Certified Copy of Priority Doc.

☐ Claim for Convention Priority

☒ SUPPLEMENTAL Amendment / Response to Office Action of July 11, 2005

☐ Request for _____ month Extension of Time

☐ Letter submitting _____ pages of drawings

☐ Req. for Approval of Drawing Amendments

☐ Req. for Oral Hearing

☐ Not. of Appeal ☐ Appeal Brief ☐ Reply Brief

☐ Rule 312 Amendment/Letter

☐ Req. for Acknowledgement of Cited Art

☐ Issue Fee

☐ Publication Fee

☐ Req. for Certificate of Correction

☐ Maintenance Fee for _____ years after grant

☐ Fee Address Indication Form

☐ Terminal Disclaimer

☐ Petition to Commissioner

☒ Request for Refund

☒ Other Return Postcard

Check for	\$	<input checked="" type="checkbox"/> Charge Deposit Accl. 500417	Atty Init	WNC	Tkpr. #	5805	Secy. or PL:	Cathi Thoorzell
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CMS Descrip.: _____

THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS, CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED.

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☐ Other: _____

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Docket No.: 61355-046

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Customer Number: 20277
 Shunsuke HUIKATA : Confirmation Number: 9940
 Serial No.: 10/656,173 : Group Art Unit: 3663
 Filed: September 08, 2003 : Examiner: T. C. To
 For: DRIVING ASSIST SYSTEM FOR VEHICLE

TRANSMITTAL

Dear Sir:

Transmitted herewith is a Supplemental Amendment in the above-identified application.

- ☐ No additional fee is required.
☐ Applicant is entitled to small entity status under 37 CFR 1.27
☒ Also attached: Request for Refund; and
 return postcard

The fee has been calculated as shown below:

The fee has been calculated as shown below:

	NO. OF CLAIMS	HIGHEST PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	18	-20	0	\$18.00 =	\$0.00
Independent Claims	4	-3	1	\$84.00 =	\$84.00
Independent Claims after Amendment October 11, 200	Multiple claims newly presented				\$0.00
	Basic Fee				\$750.00
	Total of initial filing fee calculation				\$834.00
	4		1	\$200.00	\$200.00
	Total of Above Calculations				\$1,034.00
Request for Refund after Supplemental Amendment filed January 12, 2006	5		-1		\$-200.00
	Total of fees after refund requested:				\$834.00
	Total requested refund:				<\$200.00>

- ☒ Please refund my Deposit Account No. 500417 in the amount of \$200.00, per the Request for Refund. An additional copy of this transmittal sheet is submitted herewith.
- ☒ The Commissioner is hereby authorized to charge payment of any fees associated with this

Serial No.: 10/656,173

filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

MCDERMOTT WILL & EMERY LLP



Wei-Chen Nicholas Chen
Registration No. 56,665

600 13th Street, N.W.
Washington, DC 20005-3096
(202) 756-8000 WC:ct
Facsimile: (202) 756-8087
Date: January 12, 2006

Please recognize our Customer No. 20277
as our correspondence address.

Docket No.: 61355-046

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Customer Number: 20277
Shunsuke HIJIKATA : Confirmation Number: 9940
Serial No.: 10/656,173 : Group Art Unit: 3663
Filed: September 08, 2003 : Examiner: T. C. To
For: DRIVING ASSIST SYSTEM FOR VEHICLE

CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on January 12, 2006.

Cathi L.G. Thoorsell
Cathi L.G. Thoorsell

SUPPLEMENTAL AMENDMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Supplemental Amendment is provided to correct an inadvertent deletion of text in Claim 11 from the amendment filed on October 11, 2005, in response to the Office Action dated July 11, 2005. The replacement of the erroneous deleted text into the Amendment does not change the scope of the claim, but reverts the claim back to the original claim language.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 10 of this paper.